

1 | broadcasts for WSMG studios is not an asset of the  
2 | corporation, is that correct?

3 |       A     No.

4 |       Q     That is owned by you personally?

5 |       A     Yes.

6 |       Q     And the transmitter site is I believe is leased, is  
7 | that correct?

8 |       A     It's leased, yes.

9 |       Q     Now, if I could refer you SBH Exhibit 13.

10 |       A     Yes.

11 |       Q     The -- all of the -- all of the assets listed on SBH  
12 | Exhibit 13, do all of those relate to the -- to WSMG?

13 |           MR. CARR: Your Honor, I've been listening to all of  
14 | these questions about these balance sheets and I wanted to  
15 | interpose an objection here. I'm not sure where we're going  
16 | with all of these questions about these balance sheets.

17 |           MR. BRADY: Your Honor, I'm trying to establish the  
18 | -- we have testimony that we have in the form of written  
19 | testimony in the deposition from the bank that has been place  
20 | in evidence already regarding an agreement -- or an  
21 | arrangement that the bank would cover any shortfall in the AM  
22 | radio station sale. Mr. Bryan has proposed to sell this  
23 | station in -- application agreement.

24 |           There's an outstanding loan to the bank and the bank  
25 | has agreed to roll whatever shortfall may be involved, if

1 | there is one, into the loan and I am attempting to verify two  
2 | things: one, is to determine whether the assets of the  
3 | station are and what the liabilities of the station are, which  
4 | we're doing in this examination. And furthermore, I'm trying  
5 | to find out what the questions I was asking regarding the --  
6 | the -- what's represented on here in black and white in terms  
7 | of a little bit more detail in terms of what information the  
8 | bank had in front of it at the time it made the loan because  
9 | both of these balance sheets -- I believe, in Mr. Puck -- in  
10 | Mr. Puckett's written testimony, if not in his deposition, he  
11 | did indicate this balance sheet, or this asset and liability  
12 | statement was something that the bank did review. So, I'm  
13 | simply inquiring regarding that as well as this other area.

14 |           MR. CARR: I guess -- I guess my -- the point I was  
15 | making, Your Honor, is that the -- this -- Mr. Puckett's  
16 | testimony is that the bank reviewed information and then  
17 | approved the loan. So, we're not in a situation where we have  
18 | a mere letter which has to be analyzed from the point of view  
19 | of whether it is a commitment or merely an accommodation and  
20 | so we look at the question of what documents have been  
21 | provided to the bank. This is a loan that has been approved  
22 | by the executive committee of the bank and so that -- that's  
23 | why I'm wondering why we are probing these documents.

24 |           MR. BRADY: Well, Your Honor, I just explained that  
25 | -- that there's -- we're -- we're exploring them from the

1 standpoint of finding out what the information was on there  
2 and the basis of the information that Mr. Bryan prepared the  
3 statement. And those, with respect to the -- what's listed on  
4 this statement. What the bank relied on may or may not have  
5 been accurate and I think that's one question that I'm  
6 exploring but from the other standpoint, I think there is  
7 testimony already in the record regarding an understanding  
8 that Mr. Puckett has indicated that he had with Mr. Bryan  
9 regarding a rolling of any excess --

10 MR. CARR: Well, I thought that that was your point.  
11 That the point of the -- the amount of the rollover would  
12 exceed the amount of the loan guaranteed.

13 MR. BRADY: Well, I -- it's -- it's hard to know,  
14 but it's important, I think -- it's going to be hard to know  
15 precisely what that is. But I think that's what the direction  
16 I'm moving toward, making it a little less fuzzy, perhaps, in  
17 terms of knowing, for instance, the valuations and what the  
18 different numbers on the balance sheets mean, the loan amount  
19 outstanding, and then -- then this one, the second statement  
20 of assets and liabilities actually gives us a look at the  
21 actual assets of the station.

22 JUDGE FRYSIK: You may ask.

23 BY MR. BRADY:

24 Q If you were -- in the event your application was  
25 granted, and you would sell the -- WSMG, would -- would that

1 sale, Mr. Bryan, include accounts receivable of the station or  
2 would you retain -- would you anticipate retaining those? The  
3 accounts receivable.

4 A It would probably be determined by who I sold it to.

5 Q Okay. So you don't have any intention one way or  
6 the other in that respect or what you think you would do?

7 JUDGE FRYSIAK: What are you saying, it would be  
8 subject to the terms of the sale. Is that it?

9 MR. BRYAN: Obviously, you can get a much better  
10 price if you sold the assets. But there's -- might be another  
11 group or organization that would not be interested in the  
12 assets that would want the license of the station so, that  
13 could be determined several different ways.

14 BY MR. BRADY:

15 Q Well, the assets of the station I'm not asking you  
16 regarding the equipment of the station and the license. I was  
17 simply asking regarding accounts receivable, money that would  
18 be owed to Burley Broadcasters at the time of the sale for  
19 advertising that have been run on the station, theoretically.

20 A You're talking about thirty days, sixty days, ninety  
21 days or what?

22 Q Well, what was owed to the station currently as of  
23 the closing is what I would be referring to in terms of  
24 accounts receivable.

25 A Oh, yes. Okay.

1           Q     You see, on this -- on the assets and liabilities  
2 statement, Exhibit 13, it indicates there -- indicates that as  
3 of this time, the station had accounts receivable, money that  
4 was owed to the station of \$28,000, and I'm saying if you were  
5 to sell the station, would this -- would the accounts  
6 receivable be included in what you would sell to another  
7 party?

8           A     Well, I guess that would be determined how the sale  
9 was made. I'm not sure we could determine that until we knew  
10 the terms of the sale.

11          Q     So that would be something, you're saying, in effect  
12 could be negotiated and you don't know the answer?

13          A     Yes.

14          Q     Okay.

15          A     It would help determine the cost.

16          Q     What about the, the -- you've got two vehicles now,  
17 is that correct, that you use in the operation of the AM  
18 station?

19          A     There's one, I think, at this point in time.

20          Q     Okay. It says, trucks and autos on here, I was just  
21 -- I didn't know -- okay, so there's only one vehicle then?

22          A     A car.

23          Q     And, you haven't budgeted anything in your FM cross  
24 proposal for purchasing any vehicles, is that correct?

25          A     No.

1           Q     So, I -- I'm curious as to whether -- would you  
2 retain the vehicle for use in the FM station or would it be  
3 sold to BMA assets?

4           A     I would probably retain it.

5           MR. BRADY: Your Honor, I have another document I  
6 would like to have this marked as Exhibit 14? Fourteen.

7                                 (Whereupon, the document referred to  
8 was marked for identification as SBH  
9 Exhibit Number 14.)

10           BY MR. BRADY:

11           Q     Mr. Bryan, do you recognize this document that's  
12 been marked for identification as SBH Exhibit 14?

13           A     Yes.

14           Q     Okay. That is what is known in Tennessee as a  
15 tangible personal property schedule. Is that correct?

16           A     Yes.

17           Q     And, that's filed annually with the -- this one was  
18 filed in Green County. Is that correct?

19           A     Yes.

20           Q     Okay. And, the purpose of that is for personal  
21 property assessment by the county?

22           A     Yes.

23           Q     Okay. And, in some cases in the city you -- you're  
24 inside the city limits. Is that correct?

25           A     Yes.

1 Q Okay. This -- on the third page of Exhibit 14,  
2 there is a -- looks like a stamped signature. Can you  
3 identify that signature?

4 A Timothy J. Meredith. --

5 Q Is he an accountant for Burley Broadcasters?

6 A Yes.

7 Q Okay. Did you -- looking at the -- I'm looking at  
8 the -- the group one items. Do you see that part -- portion?

9 A Yes.

10 Q Furniture fixtures, general equipment and other  
11 property not listed in another group and you -- you have  
12 property not listed in that category. Is that correct? You  
13 have costs for property listed in that category. Is that  
14 correct? That's what I'm asking.

15 A Yes.

16 Q Is that correct?

17 A Yes. I'm not sure what you're talking about.

18 Q Well, I'm trying to distinguish -- group one and  
19 group nine are the only categories in which you have listed  
20 any property, right?

21 A Yeah, okay, yeah.

22 Q Okay. Now, group nine says vehicles, is that  
23 correct?

24 A Okay. And, this was -- at the top right hand corner  
25 it indicates this was for the tax year of 1993. Is that

1 correct?

2 A Yes.

3 Q And, the cost on file you have listed for vehicles  
4 in 1993 was \$17,997.

5 A Yes.

6 Q That differs, somewhat, from the -- what was listed  
7 in the -- as of September 31, 1991 on the asset list for  
8 Burley Broadcasters, Inc. There you listed for trucks and  
9 autos \$35,507.

10 A Yes.

11 Q Was that due to the sale of one of those?

12 A I believe that's correct, yes.

13 Q Okay. Would that sale have occurred in 1991, by any  
14 chance?

15 A I'm not sure when it occurred.

16 Q Well, the only reason I ask you is on Exhibit 14, it  
17 indicates that the \$17,000 figure as being the one listed in  
18 1991.

19 A That's possible.

20 Q And the year --

21 A I've had -- I've traded cars, you know, several  
22 vehicles over that time so I really couldn't tell you about  
23 that.

24 Q Okay. And, of course, the year is significant as to  
25 the amount of assessment that's made. Isn't that correct?



1           A     I think so, yes.

2           Q     Okay. And, then the -- the remaining furniture  
3 equipment and so forth that this station would have been  
4 grouped into -- or into group one. Is that correct?

5           A     Yes.

6           Q     And the costs on file for all the other equipment at  
7 Burley Broadcasters, furniture, equipment and so forth, those  
8 assets total \$28,797. Is that correct?

9           A     That sounds correct.

10          Q     That's what's been reported to the county. Is that  
11 correct?

12          A     Yes.

13          Q     And, can -- can you explain the difference between  
14 the -- and I'm not looking at the less appreciated  
15 accumulation figure, but the actual asset listings by the  
16 transmitter equipment, transmitter building, studio equipment  
17 and office equipment, those items. Can you explain the  
18 difference in the valuations listed on this list? Did the  
19 station lose a substantial amount of equipment, or -- or what?

20               MR. CARR: You -- you say difference. On that  
21 difference between what?

22               BY MR. BRADY:

23          Q     Well, okay. Mr. Bryan, let me -- let me clarify the  
24 -- the Exhibit 13, under fixed assets, lists -- skipping now  
25 the autos and trucks that you just discussed, it lists

1 transmitter equipment and -- and it lists the value of that at  
2 \$49,000. It also lists studio equipment \$26,000, and it --  
3 more than \$26,000. Office equipment a little more than  
4 \$20,000 and the costs that was reported to the county for all  
5 of that equipment was only \$28,797. I recognize there's a  
6 slight difference in the years, here. One's '93 and one's  
7 '91.

8 A It's my assumption that I turned over all my  
9 bookkeeping to accountants. My assumption is that it's  
10 depreciated. A lot of stuff depreciated. That's equipment  
11 that was not new and each year, obviously, the value would be  
12 less.

13 Q Yeah. Well, the equipment wouldn't increase in  
14 value would it?

15 A The equipment?

16 Q Yeah. Broadcast equipment doesn't appreciate in  
17 value once you install it in your building and use it, is that  
18 correct?

19 A Normally, no.

20 Q Okay. And, these items go back -- I think the most  
21 recent entry on this list was -- it looks like it was 1990.  
22 Did you acquire a substantial amount of equipment in 1991,  
23 prior to the preparation of this statement, by any chance?

24 A I buy equipment constantly. I'm not sure when I  
25 bought the equipment. I couldn't tell you that.

1           Q     Okay. Well, then would it be your -- are you  
2 indicating -- is it -- are you indicating then that it would  
3 be your opinion that that equipment would be worth -- those  
4 assets, transmitter equipment, the studio equipment, and  
5 office equipment would be worth \$26,000, then, in 1991?

6           A     Without having had it priced, I wouldn't guess at  
7 the actual value.

8           Q     Well, do you recall, or do you know who have  
9 supplied the person that prepared Exhibit 13 with the values  
10 listed?

11          A     When I get that information, I send it straight to  
12 my accountant so they -- they look at books for what, you  
13 know, that's -- but I don't do that much with it. They do all  
14 the bookkeeping and accounting.

15          Q     Okay. Well, did -- did the -- would the accountant  
16 -- would the accountant determine what the value of the  
17 transmitting equipment is for WSMG?

18          A     It's possible. They keep books, I understand, for  
19 about five or six different radio stations.

20          Q     So, as far as how -- how the -- in terms of these  
21 values were derived, you assume that the accountant came up  
22 with them. Is that correct?

23          A     Yes. Information they keep -- if they need any  
24 figure or if I've acquired --

25          Q     Let me just clarify to make sure that we're on the

1 same track. I'm talking about Exhibit 13. The value listed  
2 on Exhibit 13.

3 A It would be -- they prepared it based on anything  
4 that I would have given them that year.

5 Q Okay. Now, is the same person that prepared Exhibit  
6 13 as the person that prepared Exhibit 14?

7 A Yes.

8 Q Mr. Bryan, as of the -- as of the date of your first  
9 deposition in this proceeding, do you recall being deposed on  
10 January 12, 1994?

11 A Yes.

12 Q As of that date, the -- is it true that the Green  
13 County Bank had not given you any indication, as of that date,  
14 that it would permit the sale of the -- of WSMG for less than  
15 what was owed the bank?

16 A No, that's not true.

17 Q It is not true that they had not given you an  
18 indication as of that date?

19 A They had never said that I couldn't sell it for any  
20 certain price, no.

21 Q Okay.

22 A Never.

23 Q Well, that's fine. Let me ask the question again,  
24 then. Maybe it was -- as of that -- as of January -- we're  
25 talking about January 12, 1994, as of that date, the bank had

1 not given you an indication that you could sell it for less  
2 than -- than what was owed the bank. Is that correct?

3 A Well, I had talked to Mr. Puckett who was the  
4 president of the bank for a year and a half about the station  
5 and it was never indicated that I could not sell. He though  
6 it would be worth a lot more an having FM, so that --

7 Q He thought the AM would be more --

8 A He made the statement that an FM would certainly be  
9 more valuable so it would be in my best interest.

10 Q That the FM would be more valuable than the AM?

11 A Yes.

12 Q I see what you're saying. But isn't it true that as  
13 of January 12, 1994, you had not had any discussion with the  
14 Green County Bank regarding the fact that WSM -- SMG would be  
15 sold in the event that your FM application was granted?

16 A No, that's not true.

17 Q Let me refer you to your deposition, Mr. Bryan.  
18 This is the January -- January 12, 1994, page 5 -- 57.

19 (off record 11:25 to 11:35)

20 JUDGE FRYSIK: All right. We're back on the  
21 record.

22 BY MR. BRADY:

23 Q Mr. Bryan, I was about to refer you to your  
24 depositions. Page -- on page 57, Mr. Carr. Mr. Bryan, you  
25 did -- do indicate being deposed on January 12. Is that

1 correct?

2 A Yes.

3 Q And this is -- do you recognize this as being the  
4 transcript of your January 12th deposition?

5 A Yes.

6 Q And you've signed this deposition, correct?

7 A Yes.

8 Q Let me refer you to page 57. The question that was  
9 asked, that I asked you -- I said, "You haven't had any  
10 discussions with the bank, you said, so the bank hasn't given  
11 any indication to you, has it, that it would permit the sale  
12 of the station for less than what's owed?" And the answer,  
13 "No, I've had no discussion with the bank." Is that the  
14 question you were asked and the answer you gave at that time,  
15 Mr. Bryan?

16 A Okay.

17 Q Is that what -- is that the question you were asked  
18 and the answer you gave at that time?

19 A To the best of my recollection, yes.

20 Q You reviewed the applications, we've established. I  
21 guess I should refer you, there are -- there may be  
22 corrections pages. Now, let's just make sure there were no  
23 corrections made with respect to page 57. Were there any  
24 corrections made with respect to page 57?

25 A No, I don't believe so.

1 MR. BRADY: Mr. Carr, are you aware of any?

2 MR. CARR: No.

3 BY MR. BRADY:

4 Q And now, that testimony was given on January 12,  
5 1994. Is that correct, Mr. Bryan?

6 A Yes.

7 Q And that was -- that was prior to the date on which  
8 you obtained a letter from Mr. Stan Puckett indicating that  
9 the bank would not have any objection to a sale of the AM  
10 station?

11 A Yes.

12 Q And that the bank would be willing to roll any  
13 shortfall into the loan for the FM station. Is that correct?

14 A Yes.

15 Q And it's also true that as of the date of that  
16 deposition, Mr. Bryan, you had not make a determination  
17 regarding whether you were going to propose a two or a six bay  
18 or a four bay or a three bay antenna. Is that correct?

19 A Not totally correct, no.

20 Q In what -- in what respect is that not correct?

21 A I was never going to use a two bay antenna.

22 Q Okay. So you were decided that you were not going  
23 to use a two bay as of January 12, 1994. Is that correct?

24 A Well, it was never discussed to use a two bay, ever.

25 Q Okay. But you had not decided as of that day

1 whether you were -- you would be using a six bay or a four bay  
2 or a three bay. Is that correct?

3 A I think at that point in time we knew we really  
4 could -- would really use a six bay.

5 Q Okay. Let me refer you to your deposition of  
6 January 12, 1994, page 14. Beginning on line three, I was  
7 asking questions and -- and I'm beginning on line three here  
8 with the sentence that says, "I'd like to show you with  
9 reference to that a portion of your application. This is  
10 Exhibit E2, an antenna sketch. Do you see that Exhibit E2 of  
11 your application on your equipment estimate you list when you  
12 refer to your antenna system, you refer to a six bay antenna  
13 and the antenna appears to reflect a two bay antenna. I'm  
14 curious as to what type of antenna system you're proposing.  
15 Do you know?" Answer, "Not really. And all engineering did  
16 that and I didn't consult as far as what they put on there."  
17 Question, "So you didn't discuss with Al whether it would be  
18 two bay or four?" Answer, "No, I don't think so. I don't  
19 even remember what was said." Question, "Are you proposing  
20 then a six bay antenna?" Answer, "Whichever. I'm not an  
21 engineer so I would -- I would say whatever is best --  
22 whatever is the best I could do at that point in time." Is  
23 that -- were those the questions that you were asked and  
24 answers you gave at that time?

25 A Yes. Yes.



1           Q     Mr. Bryan, you obtained, I believe, your letter,  
2 from Green County Bank relating to your proposed loan.

3           A     Yes.

4           Q     That was December 12, 1991. Does that sound  
5 correct?

6           A     Yes.

7           Q     Okay. Sometime between December 12, 1991 and the  
8 time you prepared and signed your application, you decided to  
9 file your application as an individual applicant. Is that  
10 correct?

11          A     Yes.

12          Q     And I believe you testified at your most recent  
13 deposition in June that that decision would have been made  
14 during the week before Christmas of that year.

15          A     I believe that's what I said, yes.

16          Q     Do you have any reason to believe that was not true?

17          A     I would have -- pinpoint it in that exact time  
18 frame. It was before the application was filed.

19          Q     You had -- you had taken a guess at the deposition  
20 that it was some time in the week before Christmas.

21          A     I think that's correct.

22          Q     Okay. But you did not advise the Green County Bank  
23 that you had filed as an individual until September '93. Is  
24 that correct?

25          A     I believe that's correct.

1 Q And, at that time, you approached the bank and told  
2 them, I believe it was Mr. Puckett -- is that correct? The  
3 one that you talked to?

4 A Yes.

5 Q Okay. You approached them and told them that you  
6 wanted to clarify that the stock pledge would not be required  
7 of you as an individual applicant.

8 A Yes.

9 Q And, you asked them to confirm that in a letter.  
10 Correct?

11 A Yes. Yes.

12 Q The -- the legal and engineering expenses that  
13 you've incurred in the preparation or in the prosecution, in  
14 preparation and prosecution of your FM application. Is it not  
15 true that a large portion of those expenses have been paid by  
16 Burley Broadcasters, Incorporated?

17 A Some have been paid by them, yes.

18 Q Okay. Would it be, you think, equal to  
19 approximately half of them? Well, let me ask you in a  
20 different way --

21 A Probably, no.

22 Q Would half the checks that have been written have  
23 been written on one of the two Burley Broadcasters accounts?

24 A That's possible, yes.

25 Q Okay. And, I believe you testified at your

1 deposition that those payments from Burley Broadcasters that  
2 have gone toward the prosecution -- preparation and  
3 prosecution of your application are not being treated as loans  
4 of the corporation to you, but as business expenses of Burley  
5 Broadcasters. Is that correct?

6 A Yes.

7 Q And, I believe you indicated at your deposition that  
8 you had currently as of that time you had incurred in excess  
9 of \$40,000 in legal and engineering fees expenses in the  
10 prosecution of your application?

11 A Yes.

12 Q You testified that you weren't proposing a two bay  
13 antenna.

14 A Correct.

15 Q Certainly as of January 12, 1994 that you were not  
16 at that time proposing. You did not -- in preparing your --  
17 your -- your cost estimate, cost of construction, you didn't  
18 develop any cost estimates for a transmission system that  
19 would utilize the two bay antenna, did you?

20 A No.

21 Q Did you -- you did not develop cost estimates for a  
22 transmission system that would utilize a three bay antenna,  
23 did you?

24 A It is my understanding that would be basically the  
25 same cost for a three bay to a six bay.

1 Q But, my question is --

2 A Specifically, no.

3 Q I'm not asking about the cost. I'm just asking  
4 about whether you prepared a configuration of transmitter,  
5 antenna --

6 A No.

7 Q And design to work with a three bay antenna.

8 A No. And I wouldn't do the configuration anyway  
9 because I'm -- like I said, I'm not an engineer.

10 Q Okay. Well, did you develop any cost in 1991 for a  
11 transmission system utilizing a four bay antenna?

12 A When you develop -- when you ask the question,  
13 develop costs, I prepared an estimate of costs for antenna and  
14 transmission line. Specifically, for a six bay at that point  
15 in time.

16 Q Okay. And I -- with respect to your -- your -- with  
17 respect to your construction costs, you listed the  
18 transmission cost for your main transmission line not your STL  
19 transmission line as \$450 and you, I believe, indicated in  
20 your deposition that that was an error.

21 A Yes. Evidently, a number was left out of that, yes.

22 Q Okay. So, you -- you think that should have been  
23 \$4,500 on your original --

24 A I'm not sure. I think we decided the price --

25 Q Would you like --

1           A     I know what you're talking about, I'm not sure of  
2 the number. I think, well --

3           Q     In any event, that was --

4           A     It was a number like that, yes.

5           Q     Four fifty would be underestimated.

6           A     Yes.

7           Q     It would be more on the order of \$4,500 --

8           A     I think maybe on thirty-four instead of forty but --

9           Q     Thirty-four hundred?

10          A     Yeah. But I'm not positive on that.

11          Q     Do you have -- Mr Bryan, do you have any idea from  
12 your discussions with, I believe it's Mr. Davis or with any  
13 one at all and perhaps with Mr. Walter Stone, about how much  
14 time will be involved in construction of the radio station in  
15 terms of how many months it will take to construct the  
16 station?

17          A     Just depending on how long it would take for  
18 equipment to arrive and Mr. Stone's probably with the -- I  
19 could get done quicker than normal because he's a local  
20 person. I was involved with a station that was built many  
21 years ago and it was -- had took sixty to ninety days, if I  
22 remember correctly, by the time they started to finish.

23          Q     Okay. And you haven't gotten any indication from  
24 Mr. Stone or the other people that you discussed that it would  
25 be -- that -- that -- anything to suggest that sixty to ninety

1 days would not be a good estimate?

2 A I guess it depends on how quickly I wanted it built.

3 Q Okay.

4 A And how available they were at that point in time.

5 Q Well, in -- in -- in the construction of the  
6 station, you'll - you will -- it will be necessary to have  
7 your electric serviced on or before you construct the station.  
8 Is that correct?

9 A Yes.

10 Q Okay. And, that's what I'm trying to determine.  
11 The period of time in which the -- the electric service would  
12 have to be in place before -- before that. So, you think that  
13 would be sixty to ninety days?

14 A Possibly.

15 Q Okay. And, you would -- that would -- you will  
16 incur a cost in having the electric service installed, will  
17 you not? Installation costs?

18 A Are we talking about transmitter site or are you  
19 talking about my building?

20 Q I'm talking about both of them.

21 A The electricity is already there. Already being  
22 operated. The building, if I --

23 Q The building, is the building that you own?

24 A Yes. The transmitter site power would have to be  
25 turned on obviously at some point in time.

1 Q Okay. So you're saying, so the studio site, the  
2 studio site already has -- has electricity so it would not be  
3 necessary to --

4 A It's already there.

5 Q -- To install it?

6 A Correct.

7 Q So the only cost you'll incur there is the actual  
8 cost of operating.

9 A Right.

10 Q But at the -- the tower site, there would be cost in  
11 installing the service as well as --

12 A I understand it will be minimal depending on, you  
13 know, what phase -- I think that will be one of the last  
14 things a person would do so it wouldn't -- power would not be  
15 on very long.

16 Q Okay. Mr. -- Mr. -- Mr. Stone isn't going to need  
17 power during the erection of -- of that tower?

18 A Possibly would need some. He also, I think, has a  
19 generator.

20 Q Okay.

21 A So, it just depends on how we do that.

22 Q So, you would certainly need power installed at that  
23 site by the time you were ready to install the transmission  
24 equipment there. Is that correct?

25 A Yes. Yes.

1 Q Do you know whether -- do you know whether you will  
2 have to put a utility pole at the site? Transmitter site?

3 A The -- yes. The power system will do that, yes.

4 Q Okay. And is that something they will pay for or  
5 that you'll have to pay for?

6 A I understand they provide that.

7 Q You had talked with the power company about that?

8 A Yes.

9 Q Okay. I've got -- I'm going to be asking you some  
10 questions, Mr. Bryan, about your estimated costs, and so I'm  
11 going to have this -- asked to have this marked as SBH Exhibit  
12 -- Your Honor, am I at fifteen?

13 JUDGE FRYSIK: You're at fifteen, right.

14 (Whereupon, the document referred to  
15 was marked for identification as  
16 Bryan Exhibit Number 15.)

17 MR. BRADY: Mr. Carr, do you have --

18 MR. CARR: I've got --

19 BY MR. BRADY:

20 Q Now, Mr. Bryan, I'm interested in asking some  
21 questions regarding the operating expenses, which I believe to  
22 be the second page. I was -- the questions I was asking you  
23 regarding the electric service, you list electric for the  
24 offices which would be the studios and -- and the transmitter  
25 site, correct?



1           A     Yes.

2           Q     And you haven't listed any costs for the first month  
3 or for the months during the period of time of construction.  
4 Is that correct?

5           A     Correct. I was told that would be very minimal.

6           Q     The installation at the tower site?

7           A     Yes.

8           Q     Okay. You didn't budget any -- any for the  
9 installation at the studios because you were intending to use  
10 the building. Is that correct?

11          A     Yes. Yes.

12          Q     The one you own?

13          A     Yes.

14          Q     The estimates that you have listed here for electric  
15 service and for other items, is -- is that based upon your  
16 determination of what it would cost during those months for  
17 those particular types of services, or is that what you intend  
18 to pay during those months? Do you understand my question?

19          A     No, I don't.

20          Q     Okay. The -- have you -- the costs that you listed  
21 on your operating expenses, are those based upon what you  
22 believe it would cost you to operate?

23          A     Yeah. And I -- and I figured it high, you know,  
24 based on what it's cost me to operate at this point in time I  
25 own this, but yes.